HON'BLE SRI JUSTICE BILAL NAZKI
AND
HON'BLE SRI JUSTICE S. ANANDA REDDY

WRIT PETITION No.19770 of 2003

Date: 25-06-2007.

Between :

M.Harinarayana.

.....Petitioner

And

The Deputy Commercial Tax Officer, Kadapa & others.

.....Respondents.

HON'BLE SRI JUSTICE BILAL NAZKI
AND
HON'BLE SRI JUSTICE S. ANANDA REDDY

WRIT PETITION No.19770 of 2003

ORDER : (Per Hon'ble Sri Justice Bilal Nazki)

Heard learned counsel for the parties.

The demand on the basis of which the property was sought to be auctioned, has already been made good by the petitioner. Initially when this Court entertained the writ petition, he paid an amount of Rs.8.75 lakhs and thereafter, he submits that he has paid the balance. In these circumstances, the impugned sale notice is quashed and the writ petition is allowed without prejudice to the rights of the petitioner with regard to the actual amount of tax that had to be paid. It appears that there is a dispute with regard to the ownership of the property also between the petitioner and the 3rd respondent. We are also told that an appeal is pending between the parties in appropriate Court. The disposal of this writ petition shall have no effect whatsoever on any party's interests in the matter which will have to be decided by the appropriate

forum.

BILAL NAZKI, J

25th June 2007

S. ANANDA REDDY, J

ajr